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I hereby certify that this paper and every paper referred to therein as being enclosed is being filed with the USPTO via facsimile to the designated fax number (571) 273-8300 or via EFS-Web and addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below

Date: March 16, 2010

By /Marvette Ferguson/  
Marvette Ferguson

Docket No. 100717-599 (Bayer 10261-WCG)

Client Ref. No.: LeA 36 130

Confirmation No. 2253

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Klinksiek, et al.  
Serial No. : 10/679,123  
Filed : October 3, 2003  
For : PROCESS FOR PRODUCING PULVURENT ACTIVE SUBSTANCE FORMULATIONS WITH COMPRESSIBLE FLUIDS  
Art Unit : 1615  
Examiner : Snigdha Maewall

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March 16, 2010

Mail Stop Amendment  
Hon. Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE UNDER 37 C.F.R. 1.111**

Sir:

In response to the Office Action dated December 18, 2009, in the above-identified patent application, the Examiner is respectfully requested to enter and consider the accompanying Rule 131 Declarations of Bernd Klinksiek, Lars Obendorf, Rainer Bellinghausen and Marcus Eichmann, and consider the following remarks.